IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital the 26th day of May 2005
Criminal Misc. Bail Application No. 436/2005
Order on the bail application of accused
CRIMINAL SIDE

Smt. Munesh W/o Chandra Mohan
R/o Moh. Subhash Nagar, Jawalapur
P.S. Jawalapur
District Haridwar …. Applicant

Versus

State of Uttaranchal ….Opposite Party

Arising out of case crime No. 121/2005
U/s 302, 120-B I.P.C.
P.S. Jawalapur
District Haridwar

Hon'ble J.C.S. Rawat, J.

Heard Sri S.P.S. Panwar learned counsel for the applicant and learned A.G.A. for the State.

Perused the record. According to the prosecution version, the death was caused due to strangulation with the help of scarf and the dead body was thrown in the boundary of the vacant plot and after this, the accused-Munish removed the blood and washed the cloths and then Lokesh and Rajiv concealed the said scarf and cloths of Munesh. Perusal of the medical report reveals that the cause of death was Asphyxia as a result of hanging instead of suffocation. Considering the facts and circumstances of the case, it is a fit case for bail.

Let the applicant-accused be released on bail on executing a personal bond and two sureties each in the like amount to the satisfaction of the C.J.M. concerned.

(J.C.S. Rawat, J.)

Dated 26.5.2005

LSR